

Berman/J

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

NEPHTY CRUZ and MICHAEL BALLETTO, as
TRUSTEES OF THE DISTRICT 6 INTERNATIONAL
UNION OF INDUSTRIAL, SERVICE, TRANSPORT AND
HEALTH EMPLOYEES HEALTH PLAN and THE
DISTRICT 6 INTERNATIONAL UNION OF
INDUSTRIAL, SERVICE, TRANSPORT AND HEALTH
EMPLOYEES PENSION PLAN,

07 Civ. 6394 (RMB)

MEMO ENDORSED
STIPULATION OF
DISMISSAL WITH
PREJUDICE

Plaintiffs,

-against-

INDEPENDENT TESTING LABORATORIES INC.,

Defendant.

Pursuant to Rule 41(a)(1)(A)(ii) of the Federal Rules of Civil Procedure, in accordance with a settlement agreement of the parties, it is hereby stipulated that this action is dismissed with prejudice.

Dated: New York, New York
May 16, 2008

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SO ORDERED.

RM/B

U.S.D.J.
5/20/08

Richard M. Berman